

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF OKLAHOMA**

STATE OF OKLAHOMA, *et al.*,

Plaintiffs,

v.

JOSEPH R. BIDEN, JR., *et al.*,

Defendants.

Case No: 5:21-cv-01136-F

PLAINTIFFS' NOTICE OF NEW AUTHORITY

On January 21, 2022, the U.S. District Court for the Southern District of Texas issued a nationwide injunction with respect to the vaccine mandate imposed on federal employees pursuant to Executive Order 14043. *See Feds for Medical Freedom v. Biden*, No. 3:21-cv-356, 2022 WL 188329 (S.D. Tex. Jan. 21, 2022), *notice of appeal filed* (Jan. 21, 2022) (Ex. 1). The court rejected the proffered statutory bases for the mandate, U.S.C. §§ 3301, 3302, and 7301, and the argument that Article II confers authority on the President to order all federal employees to be vaccinated.

Respectfully submitted,

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Dated: January 25, 2022